IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
TUESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE MR JUSTICE G. BIKSHAPATHY
and
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 867 of 2004

Writ Appeal under Clause 15 of the Letters Patent against the Order dated 08/09/2003 in WP NO : 1191 OF 2003 on the file of the High Court.

Between:

1 Ch.Sarojini, W/o.Sri Tata Rao
Srisailam Dam West, Mahabubnagar.
2 Smt.Khairun Bee W/o.Late Shrfuddin
Srisailam Dam West, Mahabubnagar.
3 S.Achaiah S/o.Tirupathaiah
4 Smt.Sulthan Bee W/o.Nazeer Ahmed
Srisailam Dam West, Mahabubnagar.
5 Md.Mahaboob Ali S/o.Nazeer Ahammed
Srisailam Dam West, Mahabubnagar.

..... APPELLANTS

AND

1 The APGENCO, rep.by its Chairman and Managing Director Vidyut Soudha, Hyderabad.
2 The APGENCO, rep.by its Chief Engineer, O&M Circle, SLBPS, Srisailam Dam West, Mahabubnagar.
3 The Special Officer, SLBHE Scheme, Srisailam Dam West Mahabubnagar.
4 The Superintending Engineer, Civil-I, SLBHE Scheme, Srisailam Dam West, Mahabubnagar.
5 The Superintending Engineer, E&M, Circle, SLBPS, Srisailam Dam West, Mahabubnagar.
6 The Deputy Chief Control of Accounts, SLBHE Scheme, Srisailam Dam West, Mahabubnagar.

.....RESPONDENTS

Counsel for the Appellants **:MR.B.G.RAVINDER REDDY**

Standing Counsel for the Respondents : MR.S.RAVINDRANATH

The Court Made the Following :

THE HON'BLE MR. JUSTICE G. BIKSHAPATHY
AND
THE HON'BLE MR. JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO. 867 OF 2004

ORAL ORDER : (per G.B., J.,)

This Writ Appeal is filed, assailing the order passed by the learned single Judge in W.P.No.1191 of 2003, dated 8-9-2003.

2. The learned single Judge disposed of batch of Writ Petitions including W.P.No.1191 of 2002, directing the petitioners therein to approach the Industrial Tribunal by raising the industrial dispute under the of provisions of the Industrial Disputes Act. Aggrieved by the said order, the present Writ Appeal has been filed.

3. The learned counsel for the appellants submit that the appellants herein were not regularized in services whereas the junior who was appointed later to them was regularized in service and therefore, the learned single Judge ought not to have directed the appellants to approach the Tribunal by raising the industrial dispute.

4. We are afraid, we cannot accept the contention of the learned counsel for appellants, when the relief is comprehended under

Industrial Disputes Act, approaching to the said forum cannot be said to be an erroneous order passed by the learned single Judge. In fact, the appellants will have better scope for larger relief before the Industrial Tribunal rather than approaching this Court under Article 226 of the Constitution of India. Hence, we do not find any merits in this Writ Appeal.

5. Accordingly, the Writ Appeal is dismissed. No costs.

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DEPUTY REGISTRAR

22nd June, 2004
kvr

// true copy //

Section Officer

To

1 The APGENCO, rep.by its Chairman and Managing Director Vidyut Soudha, Hyderabad.
2 The APGENCO, rep.by its Chief Engineer, O&M Circle, SLBPS, Srisailam Dam West, Mahabubnagar.
3 The Special Officer, SLBHE Scheme, Srisailam Dam West Mahabubnagar.
4 The Superintending Engineer, Civil-I, SLBHE Scheme, Srisailam Dam West, Mahabubnagar.
5 The Superintending Engineer, E&M, Circle, SLBPS, Srisailam Dam West, Mahabubnagar.
6 The Deputy Chief Control of Accounts, SLBHE Scheme, Srisailam Dam West, Mahabubnagar.
7 Two C.D.Copies.